

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 366, FOOD AND DRUGS ACT.

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#### MISBRANDING OF A DRUG—"MOTHER'S FRIEND."

On or about March 20, 1909, and June 8, 1909, the Bradfield Regulator Company, Atlanta, Ga., shipped from the State of Georgia to the State of Missouri two consignments consisting of 57 cases and 36 cases, respectively, of a drug labeled "Mother's Friend." Analysis of samples of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed it to be misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and report made that the said shipments were liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Eastern District of Missouri.

In due course libels were filed against the said 57 cases and 36 cases, respectively, charging misbranding, in that each of the cartons containing the unit package was labeled: "The Mother's Friend, for the relief of the suffering incident to child bearing. The Bradfield Regulator Co., Atlanta, Ga." and on sides "This is one of the greatest comforts to those expecting to be confined. It is a remedy upon which confidence can be placed, one that will assist in a safe and quick delivery and one that shortens the duration of labor. Such is the Mother's Friend. Try it. It is a blessing to suffering women." "The Mother's Friend' has been used by many of our best physicians and all pronounce it a success, giving relief from the dreadful pains and sufferings of this trying time. Every woman expecting to become a mother should use it," which form of labeling was false, misleading, and deceptive and tended to deceive and mislead the purchaser into the belief that the product contained in the bottles was a drug valuable for the alleviation of the suffering incident to child bearing, whereas, in fact, the bottles contained a liquid consisting essentially of an oil, together with a small amount of soap, and had not the properties claimed for it upon the label.

On September 2, 1909, these cases came on for hearing, and the court rendered its decree of condemnation and forfeiture in each case, and directed that the goods be released to the owner upon payment of costs in each case and the filing of bonds conditioned that the said goods should not be disposed of contrary to the laws of the United States, or of any State, Territory, District, or insular possession thereof.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *May 19, 1910.*

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